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**FACSIMILE COVER SHEET**

**FAX NO** : 703-872-9306  
**TO** : USPTO  
Mail Stop: AF  
**FROM** : Oleg F. Kaplun  
**DATE** : May 26, 2004  
**SUBJECT** : U.S. Patent Appln Serial No. 10/062,760  
for *Apparatus and Method for Resectioning*  
*Gastro-esophageal Tissue*  
Our Ref.: 10121/02401

**NUMBER OF PAGES INCLUDING COVER : 14**

**MESSAGE:**

**URGENT!**

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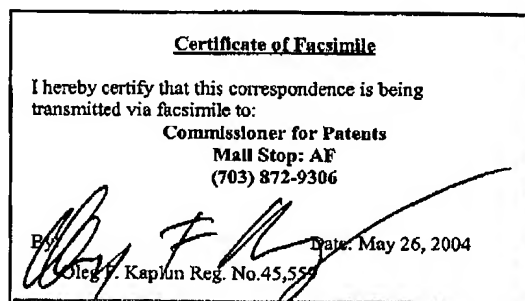
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[10121/02401]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : James F. McGUICKIN, Jr. Et al.  
Serial No. : 10/062,760  
Filed : January 32, 2002  
Title : APPARATUS AND METHOD FOR RESECTIONING  
GASTRO-ESOPHAGEAL TISSUE  
Group Art Unit : 3730  
Examiner : Jessica R. Baxter

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: AF

**TRANSMITTAL**

S I R:

In response to the Final Office Action mailed January 26, 2004 and Advisory Action mailed April 15, 2004 transmitted herewith please find a Second Amendment Under Rule 116 along with Change of Address form for filing in the above-identified application.

The Commissioner is hereby authorized to charge the one-month extension fee in the amount of \$110.00 to the Deposit Account of **Fay Kaplun & Marcin, LLP** No. 50-1492. If any further fees are required, please use the deposit account. A copy of this paper is enclosed for that purpose.

Respectfully submitted,

Dated: May 26, 2004

By: *[Signature]*  
Oleg Kaplun, Reg. No. 45,559

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[10121/02401]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : James F. MCGUCKIN, Jr. et al.  
Serial No. : 10/062,760  
Filed : January 31, 2002  
For : APPARATUS AND METHOD FOR RESECTIONING  
GASTRO-ESOPHAGEAL TISSUE  
Group Art Unit : 3731  
Examiner : Jessica R. Baxter

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: AF

**SECOND AMENDMENT UNDER RULE 116**

SIR:

In response to the Final Office Action mailed January 26, 2004 and Advisory  
Action mailed April 15, 2004, please amend the application as follows: